

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA  
STATESBORO DIVISION**

IN THE MATTER OF:	)	
	)	
PLANTATION SWEETS, INC.	)	CHAPTER 11 CASE NO. 16-60300-EJC
	)	
IN THE MATTER OF	)	CHAPTER 11 CASE NO. 16-60299-EJC
	)	
VIDALIA PLANTATION, INC.	)	
	)	
Debtor	)	

**MOTION TO USE CASH COLLATERAL**

**TO: THE HONORABLE EDWARD J. COLEMAN, III, UNITED STATES  
BANKRUPTCY JUDGE**

The motion of Plantation Sweets, Inc., (“Plantation”), and Vidalia Plantation, Inc., (“Vidalia”), debtors-in-possession, respectfully represents:

1. This motion is brought pursuant to 11 U.S.C. § 363 (c)(2) and Bankruptcy Rule 4001(b).
2. Plantation filed its petition for relief under Chapter 11 of Title 11 of the Bankruptcy Code on July 12, 2016, and has continued in possession of its property and in the operation of its business as debtor-in-possession.
3. Vidalia filed its petition for relief under Chapter 11 of Title 11 of the Bankruptcy Code on July 12, 2016, and has continued in possession of its property and in the operation of its business as debtor-in-possession.
3. Wells Fargo Bank, N.A. (“Wells Fargo”), is the holder of a first in priority security interest in certain collateral including but not limited to crops, all rights to payments from the sale of crops and all rights to payments with respect to any insurance and any federal or state payment programs relating to crops of Plantation and Vidalia, to secure that

certain promissory note (the "Note") dated April 22, 2015, in the original principal amount of \$4,200,000.00.

4. Neither Plantation nor Vidalia have any source of income other than the proceeds from crop sales.
5. Attached hereto as Exhibit A is a fifteen (15) week cash forecast which itemizes the income and expenses necessary for the continued operations of Plantation and Vidalia.
6. If Plantation and Vidalia are not allowed to use crop sales proceeds to pay the ordinary and necessary expenses incurred in the operation of their businesses the ability to reorganize and rehabilitate their businesses under Chapter 11 of the Bankruptcy Code will be lost.
7. Wells Fargo's security interest in the collateral securing its claim on the petition date is adequately protected.

**WHEREFORE** Plantation and Vidalia request permission pursuant to 11 U.S.C. § 363 (c)(2) to use the proceeds from crop sales which are subject to the security interest held by Wells Fargo to pay the ordinary and necessary expenses incurred in the operation of their businesses as set forth on Exhibit A hereto, unless otherwise agreed to by Plantation, Vidalia and Wells Fargo or until further order of the Court and that they have such other and additional relief as the Court deems equitable or appropriate.

Dated at Savannah, Georgia, this \_\_\_\_\_ of July, 2016.

/s/ James L. Drake, Jr.  
James L. Drake, Jr.  
Attorney for Plantation Sweets, Inc. and  
Vidalia Plantation, Inc.

Prepared by:  
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